

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

BILLY G. BORCHERT, MARK KEEN, and	)	Case No. 4:05-CV-1175-ERW
MIKE CROWELL, on behalf of themselves and)	
all others similarly situated,	)	<i>Consolidated with:</i>
)	
Plaintiffs,	)	Case No. 4:05-CV-1108-ERW
	)	Case No. 4:05-CV-1174-ERW
vs.	)	Case No. 4:05-CV-1190-ERW
	)	Case No. 4:05-CV-1218-ERW
	)	Case No. 4:05-CV-1223-ERW
	)	Case No. 4:05-CV-1229-ERW
E.I. DUPONT DE NEMOURS AND	)	Case No. 4:05-CV-1230-ERW
COMPANY, PIONEER HI-BRED	)	Case No. 4:05-CV-1311-ERW
INTERNATIONAL, INC., and MONSANTO	)	Case No. 4:05-CV-1445-ERW
COMPANY,	)	Case No. 4:05-CV-1478-ERW
	)	Case No. 4:05-CV-1853-ERW
Defendants.	)	Case No. 4:05-CV-2314-ERW

**STIPULATION AND ORDER OF VOLUNTARY
DISMISSAL AS TO PLAINTIFF MIKE CROWELL**

IT IS STIPULATED AND AGREED, by and between the undersigned attorneys for the parties to the above-captioned action, that the claims of Plaintiff Mike Crowell be, and hereby are, dismissed, pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, without costs or attorney's fees to any party.

Dated: January 6, 2009

**WOLF HALDENSTEIN ADLER
FREEMAN & HERZ LLC**

By: /s/ Adam J. Levitt

55 West Monroe Street, Suite 1111
Chicago, Illinois 60603
Tel.: (312) 984-0000
Fax: (312) 984-0001

Daniel W. Krasner
Fred T. Isquith
Scott J. Farrell
**WOLF HALDENSTEIN ADLER
FREEMAN & HERZ LLP**
270 Madison Avenue
New York, New York 10016
Tel.: (212) 545-4600
Fax: (212) 545-4653

Stephen A. Weiss
Diogenes P. Kekatos
James A. O'Brien III
SEEGER WEISS LLP
One William Street
New York, New York 10004
Tel.: (212) 584-0700
Fax: (212) 584-0799

Plaintiffs' Interim Class Counsel

Don M. Downing, Bar #41786
GRAY, RITTER & GRAHAM, P.C.
701 Market Street, Suite 800
St. Louis, Missouri 63101
Tel.: (314) 241-5620
Fax: (314) 241-4140

Plaintiffs' Liaison Counsel

J. Gerard Stranch, IV
**BRANSTETTER, STRANCH &
JENNINGS, PLLC**
227 Second Avenue North
Nashville, Tennessee 37201
Tel: (615) 254-8801
Fax: (615) 255-5419

***Additional Counsel for Plaintiffs Billy G.
Borchert, Mark Keen, and Mike Crowell***

/s/ Stephen H. Rovak

(signed w/ permission by filing counsel)

Stephen H. Rovak, #4218

Stephen J. O'Brien, #27146

SONNENSCHNEIDER NATH &

ROSENTHAL LLP

One Metropolitan Square, Suite 3000

St. Louis, Missouri 63102

Tel.: (314) 241-1800

Fax: (314) 259-5959

Philip D. Bartz

Donna M. Donlon

Nicholas S. Sloey, Esq.

MCKENNA LONG & ALDRIDGE LLP

1900 K Street, N.W.

Washington, DC 20006-1108

Tel.: (202) 496-7500

Fax: (202) 496-7756

Robert N. Weiner

Anthony J. Franze

ARNOLD & PORTER LLP

555 Twelfth Street, N.W.

Washington, DC 20004-1206

Tel.: (202) 942-5000

Fax: (202) 942-5999

Counsel for Defendant Monsanto Company

/s/ C. David Goerisch

(signed w/ permission by filing counsel)

Andrew Rothschild, #4214

C. David Goerisch, #77207

LEWIS, RICE & FINGERSH, L.C.

500 North Broadway, Suite 2000

St. Louis, Missouri 63102

Tel.: (314) 444-7600

Fax: (314) 241-6056

James P. Denvir

Amy J. Mauser

Scott E. Gant

Michael S. Mitchell, Esq.

BOIES, SCHILLER & FLEXNER LLP

5301 Wisconsin Avenue, N.W., Suite 800

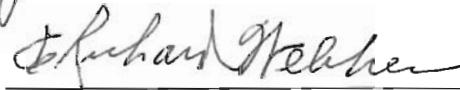
Washington, DC 20015

Tel.: (202) 237-2727

Fax: (202) 237-6131

*Counsel for Defendants Pioneer Hi-Bred
International, Inc. and E.I. du Pont de
Nemours and Company*

IT IS SO ORDERED this 6th day of January, 2009.



E. RICHARD WEBBER

UNITED STATES DISTRICT JUDGE